

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

HUGH MOSLEY,

Plaintiff,

vs.

NEW CASTLE CORP., et al

Defendants.

Case No. 2:12-cv-02053-JAD-NJK

**ORDER DENYING MOTION TO
STAY DISCOVERY (Docket No. 25)**

Pending before the Court is Defendants' motion to stay discovery pending a ruling on the motion to dismiss. Docket No. 25. Defendants provide no support for their request other than the fact that a potentially dispositive motion to dismiss is pending. *Id.*, at 11. The pendency of a motion to dismiss alone does not in itself stay discovery. *See, e.g., Tradebay, LLC v. eBay, Inc.*, 278 F.R.D. 597, 600 (D. Nev. 2011) ("The Federal Rules of Civil Procedure do not provide for automatic or blanket stays of discovery when a potentially dispositive motion is pending"). Instead, parties seeking to stay discovery must make a showing that such a stay is proper under the standards announced in *Tradebay*, 278 F.R.D. at 601-03. As no such showing has been made here, the motion to stay discovery is **DENIED** without prejudice.

IT IS SO ORDERED.

DATED: October 2, 2013


 NANCY J. KOPPE
 United States Magistrate Judge